

1895-066 Chancery Causes: A. L. Pridemore vs. William W. Lambert &  
Lee Co.

Muncy, Sage

CA-Debt  
T-Property

To The Hon. A. S. K. Morison Judge  
of the Circuit Court of Lee County Va  
Your orator A. S. Prickmore who  
humbly complaining would  
respectfully represent that here-  
tofore on the 3<sup>d</sup> day of September  
1877, he sold a tract of land to  
Harrison Sage since deceased and one  
W. H. Lambert, for the price of,  
after payment of costs of \$380.57  
payable in three annual install-  
ments with interest from said  
day of sale. For this sum he took  
their said bond with one H. J. Har-  
gerson as security, which was  
then & now deemed good. On this  
bond there has been paid to your  
Commissioner the following sums -  
September 3 1878 the sum of \$134.50

" 4 1879 " " " 80.00

Jan. 20. 1880 " " " 25.50

The residue of said bond is still  
due & owing to him - The said bond  
will be found here with filed marked  
"A" and is prayed to be considered  
here with. By which it will be seen  
the same was to have been paid in  
installments one third annually till  
paid. The land thus sold is



situated in Lee County Virginia near  
the village of Stickleyville and on which  
said Lambert resides.

The sale thereof has been confirmed  
but no deed was ever made so that  
your orator is advised he has legal  
title thereto, and a lien thereon for the  
balance found due him on said  
bond. Since the execution of bond  
aforesaid the said Harrison Sage has  
deported this life; intestate and his  
estate has been committed to the hands  
of A. B. Munchy Sheriff of Lee <sup>County</sup> as Adminis-  
trator thereof, and his interest in said  
purchase passed to, and descended  
to his three children, Vastine, Charles  
and Wm H. H. Sage all of whom are in-  
fants of tender years.

There are no assets in the hands of  
said Administrator to pay the said  
debt, and said land will have to be  
sold. The said Ferguson is only se-  
curity, and it is proper as your or-  
ator is advised that, he should be pro-  
tected if said land will pay said  
debt.

The object of this bill therefore is  
to have said lien enforced and so



much of said land sold as will  
pay & discharge the same,

To affect - which he prays, that  
Wm. W. Lambert, A.B. Muncy  
Sheriff, administrator of the estate of  
Harrison Sage deceased and Vastine  
Sage Charlie Sage and Wm. H. H. Sage  
be made parties defendant, to this  
bill & that they be required to answer  
the same but they need not do so  
upon oath, that a guardian ad  
litem be appointed to answer and  
defend the rights of said infant,  
And on a hearing a decree be ren-  
dered enforcing said lien, and selling  
so much of said land as may be  
necessary to pay the sum & the costs  
of this suit - And for all other  
further & general relief may  
supra issue &c.

A.S. Ordener

p. q.



Tax 1.50 Paid  
 C 8.90 Paid  
 S. H. 5.00  
 C 15.00  
 S 1.50  
 Estimate 3.00

34.40

accumulated cost

A-C 3.28 to July 1893

P  
 A. S. Pridemore

Bill Chy

Wm W. Lambert

1890 1st June Rules, Sha. Ed  
 & Decree nisi  
 " 2nd July Rules Cont'd  
 " 1st & 2nd July Rules Cont'd  
 " 1st Aug. Rules Cont'd  
 " 2nd " " D. Chy  
 Confd & came set. for  
 hearing by Diff.

1890 Aug Decree Cont'd

" Decr " "

1891 Cont'd this year

1892 " " "

1893 " " "

1894 " " "

1895 March Cont'd

" June Decree Cont'd

" Nov Decree final

" O.B. P. 293



we or either of us promise to pay  
A. L. Prichard corn messenger the  
sum of Three hundred and ~~thirty~~<sup>eighty</sup> dollars  
& 59¢. one third to be paid in one year  
one third in two years & the residue in  
three years ~~and as to this debt~~ with in  
least on the whole sum from this date  
and as to this debt we hereby waive our  
homestead exemption witness our hands &  
Seals this the 3<sup>d</sup> day of Sept. 1877

Harmon & wife

W. W. Lombard

H. S. Ferguson

Credit the within by cash this day  
paid by Harrison Sage one hundred &  
thirty four dollars 50 Cents - Sept 3<sup>d</sup> 1878  
Receipt Given. A.S. Prodemore Comr.

Credit the within note #80 - Eighty  
dollars & receipt given Sept 4<sup>th</sup> 1879  
& money divided between myself  
& Hazan. ~~#25 of which is all for Lambert~~  
1880 Jan. 20 as per receipt of that  
date now before on this note #25.00  
Jan. 11 1889. for (Lambert)

Harrison Sage et al

on note \$300.37

A.S. Prodemore Comr.

"A"



JOHN M. MORGAN,  
Attorney at Law.

Jonesville, Va., \_\_\_\_\_ 189

C L Pride more }  
vs } In Chancery  
Wm Lambert }

In the Hon S. S. K Morrison Judge of the Circuit Court of Va.  
Co Va.

The answer of Jno M Morgan Guardian ad litem for the  
Infant defendants in the Bill mentioned - Fartin, Charles  
and Wm S. Sage. Respond would represent that his  
said wards <sup>are</sup> all young and of tender years and  
as such are the peculiar care of Courts of Equity  
and as such commits their interests in this suit  
to your Honors care & keeping

Respond knows no reason - nor has ~~he~~ been  
informed of any Reason why the prayer of  
the Plaintiffs bill should not be maintained  
and accorded as in such cases the law  
is made and provided

Respond says his wards are young and  
incapable to advise him in these matters  
and Request their interests in said cause be closely  
guarded. Respectfully Submitted - Jno M Morgan  
J. A. S.



A. L. Pridmore  
vs J. Purson of  
G. A. S.  
Wm Lambuk et al

Filed Sept. 1890.  
J. A. Syatt c



1 A.L. Pridemore Plff

2 vs  
3 Wm M. Lambert et al Dfs } In Chancery

4 This cause came on again this  
5 the 14<sup>th</sup> day of November 1895, & he  
6 again heard upon the papers for  
7 merely read in the cause, and  
8 the report of special Commissioner  
9 D.C. Sumrell, filed therein on the  
10 13<sup>th</sup> day of November 1895, and  
11 was argued by counsel.

12 On consideration whereof, and it  
13 appearing to the Court from said  
14 Commissioner D.C. Sumrell's report,  
15 that he has made and acknowledged  
16 a deed with covenants of  
17 special warranty conveying  
18 the land in the bill and proceedings  
19 mentioned to J. M. Glass the party  
20 to whom said land was directed  
21 to be conveyed by a former decree  
22 of this Court, and that there are no  
23 exceptions to either the said report  
24 or said deed, it is adjudged, or  
25 decreed and decreed that report  
26 and deed <sup>be and the same</sup> are each hereby ap-  
27 proved and confirmed.

28 And it is further ordered that  
29 the said J. M. Glass pay to the said  
30 Commissioner D.C. Sumrell \$5.00  
31 for making said deed, and the  
32 Clerk of this Court will deliver



1 Said deed to be said Gloss for  
2 record. And there remaining  
3 nothing further to be done  
4 in this cause, it is ordered  
5 that the same be stricken  
6 from the docket.

Ad. Pridemore  
vs. Queen's

Wm. W. Lambert  
D. Q. P. 293

Entered,  
Nov. 14<sup>th</sup> 1895.



A. L. Pridemore Plff  
vs  
Wm M. Lambert et al Dfts

{ In Chancery

This Cause came on this  
the 13<sup>th</sup> day of June 1895  
to be again heard upon the  
papers formerly read in  
the Cause, the report of  
B. H. Sewell, Special Commissioner,  
and the exhibit filed therewith  
on the 22<sup>nd</sup> day of June  
1895, and was argued by  
counsel. On consideration  
whereof, and it appearing  
to the Court that there are no  
exceptions to said Commissioner  
Sewell's report, it is adjudged  
ordered and decreed that said  
report be and the same is  
hereby confirmed. And it  
appearing to the Court from  
said report and exhibit there  
with that Wm M. Lambert has  
sold and transferred the land  
purchased by him in said Cause,  
to one J. M. Glass, and asks  
that the Court make a deed  
to the said J. M. Glass for said



land. It is further adjudged  
ordered and decreed, that  
D.C. Sewell, be and he is  
hereby appointed a special  
Commissioner for the purpose,  
who will prepare, sign  
and acknowledge a deed  
with covenants of special  
warranty, conveying the  
land in the bill and  
proceedings mentioned  
to the said J. M. Gloss.  
Said Commissioner D.C.  
Sewell will report his  
actions to the next term  
of this Court, and this cause  
is continued.

A. L. Pruden  
vs { Decree.

Wm. W. Campbell  
et al.

Entered this,

June 13<sup>th</sup> 1895

M. J. M.

Entered in Chief  
Order Book

Page 223



A. L. Pridemore Plff.

vs

Wm M Lambert et al Dfts

} In Chancery

This cause came on again this day to be heard upon the papers formerly read in the cause and the report of B. H. Sworee special Commissioner filed on the 20th day of November 1890, and was argued by counsel. And it appearing to the Court that said report has been filed for more than ten days before the first day of this term, and there being no exceptions thereto, the same is hereby confirmed. On consideration whereof it is adjudged ordered and decreed, that said Commissioner proceed to collect the purchase money as the same becomes due and pay the same to the parties entitled thereto. He will report his actions to a future term of this Court, and the cause is continued.



A. L. Pridemore  
of Decree.  
Wm. M. Lambert et al.

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Entl page 307

Co Book #3  
Jas Hyatt  
ccq

Entl this

Dec. 3<sup>d</sup> / 1890,

H. E. K. M.

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A. L. Pridemore .. plffs }  
against } In Chy  
Wm W. Lambert et al depts }  
On the motion of the plff  
J. M. Morgan is appointed  
guardian ad litem for  
Charles Sage, Vestine Sage and  
Wm H. H. Sage, infant defend-  
ants, and on his motion leave  
is granted him to file his  
answer, and the same is  
accordingly filed. And there-  
upon this cause came on this  
day to be heard upon the  
~~papers formerly~~ bill taken  
for confessed against the  
adult defendants, and upon  
the answer of J. M. Morgan  
guardian ad litem for Charles  
Vestine, and Wm H. H. Sage infants  
and replication thereto, and was  
argued by Counsel, on con-  
sideration whereof and for  
reasons appearing to the  
Court, it is adjudged order-  
ed and decreed that the  
plff recover from the de-  
fendants Wm W. Lambert



And A. B. Muncy administrator of the estate of Harrison Page deceased the sum of \$380.57, with legal interest thereon from Sept 3<sup>d</sup> 1877 Till paid and the costs of this suit subject to a credit of \$134.50 paid Sept 3<sup>d</sup> 1878, and \$80.00 paid Sept 4<sup>th</sup> 1879; and \$25. paid Jan. 20 1880 - And that the same is a lien upon the land in the bill mentioned. And unless the defendant or some one for them pay the same within 30 days from the rising of this Court then B. H. Sewell who is hereby appointed a special Commissioner for the purpose will said land or so much thereof as may be necessary to pay the sums herein decreed. He will sell the same on some Court day, at the front door of the Court House on <sup>by public sale to the highest bidder</sup> a credit of 6 months except the costs of



Suit & sale he will require  
paid in hand and for the  
residue take bonds pay-  
able to himself as surety,  
bearing interest from day  
of sale. with approval per-  
sonal security. But before  
proceeding to execute this  
decree he will execute bond  
before the Clerk of this Court  
in a penalty of \$500. Con-  
ditioned to perform the du-  
ties hereunder. He will  
advertise the same by posting  
notice of the time & place  
of sale for at least 30 days  
in the front door of the  
Court House of this County &  
at one or more public places  
in said County one of which  
shall be in the neighborhood  
where the land lies. He will  
report his actions to this Court  
at its next term & the cause  
is continued.



A. L. Prielemer  
v { Decree for  
D Sale.

Wm W. Lambert  
et al

End Page 287.

Vol 9 #13.

J. G. Kyatt & Co

Enter this  
Sept 3. 1890  
H. S. K. M.



A. L. Pridemore Plff

vs

Wm W Lambert et al., et al

} In Chancery -

To the Honorable H. S. H. Morrison Judge of the  
Circuit Court for Lee County Virginia: -

Pursuant to a decree rendered and  
pronounced in the above styled cause, of said  
court, on the 3<sup>d</sup> day of September 1890, the  
undersigned who was appointed a special com-  
missioner for the purpose of selling the land  
in the bill mentioned or so much thereof  
as would satisfy the sums therein decreed,  
begs leave to report: That pursuant to the  
terms of said decree, your Commissioner,  
after giving due notice of the time, terms  
and place of sale by posting written notice  
as at three public places in said County, one  
of which was at the front door of the Court  
house and another in the neighborhood where  
the land is situated, proceeded on Wednesday  
the 5<sup>th</sup> day of November 1890, that  
being Court day, at the front door of the  
Court house, to sell said land at public out-  
cry to the highest bidder on a credit of  
six months, except a sum sufficient  
to pay the cost of said suit and commissions  
of sale. At said sale Wm W. Lambert  
was the highest bidder and became  
the purchaser at the price of \$35500.



The amount of the debt for which said land was sold was \$304  $\frac{19}{100}$ , the cost of suit as taxed by the Clerk \$34  $\frac{40}{100}$ , and Commission of sale \$5  $\frac{80}{100}$ .

Your Commissioner required Wm W. Lambert  
the purchaser, to pay \$50  $\frac{20}{100}$  in hand, the cost and  
commissions, and for the residue \$304  $\frac{80}{100}$ .  
He took said Wm W. Lambert's bond with William  
W. Sage as surety pay able to himself, bearing  
interest from day of sale - which bond  
your Commissioner considers good.

Out of the amount paid in said four  
commissioner retained \$15 <sup>80</sup>/<sub>100</sub> as commission of  
sale. He paid to A. L. Bridgman \$15.00  
the attorneys fee in said suit, to J. A. G. Hyatt  
\$10 <sup>40</sup>/<sub>100</sub> being the clerks fees including the writ  
in said suit, to John M. Morgan \$5.00 -  
the guardian ad litem fee, and to P. M.  
Reesor Deputy Sheriff for A. S. Wimsay & L. C.  
\$1.00, leaving in your Commissioners hands  
\$3.00 as estimated cost. Receipts for said  
disbursements are <sup>in the possession of your</sup> ~~in the possession of your~~  
+ said bond is <sup>also</sup> ~~in the~~ <sup>in the</sup> possession  
of your Commissioner  
Your Commissioner believes said sale  
to be a good one and recommends its  
confirmation -

All of which is respectfully Submitted -

R. H. Sewell Spaid  
Commissioner



At L. Prudence  
vs } Commencement Report  
of sale, no 1  
Wm. W. Lambert & Co.

Filed Nov. 20<sup>th</sup> 1890  
J. A. Hyatt



A. L. Bridenord Off

vs  
Wm M. Lambert et al Offs } ex Chancery,

To the Honorable W. J. Miller  
Judge of the Circuit Court for  
Lee County Virginia:—

Your undersigned Special  
Commissioner, begs leave to report  
that pursuant to the terms of a  
decree entered in the above styled  
Cause on the 3<sup>rd</sup> day of December  
1890, he has collected the bond  
for \$304<sup>12</sup>/<sub>100</sub> and the accrued interest  
thereon, which was executed & paid  
for the deferred purchase money  
for the land sold by him in  
said Cause; that he has paid  
the same over to A. L. Bridenord  
the party entitled thereto, and has  
in his possession a receipt  
for the same.

Your Commissioner further  
reports that since the said  
sale the purchaser of said  
land Wm M. Lambert, has sold  
the land purchased by him to  
one J. M. L. L. L., and a writing  
showing said sale and transfer



A. d. Pridemore  
vs { Report of  
Crown Collection  
one negro etc.  
Wm. M. Laurentine

Filed June the 12th  
1895  
D. B. Munnery Clerk

is herewith filed marked  
"X". Said writing recites that  
a deed for said land  
be made to the said J. M.  
Gloss.

All of which is respectfully  
submitted. This June 13th 1895

B. B. Swallow  
Deputy Clerk



A. L. Pridemore

~~vs~~

Wm W Lambert

} In Chy -

To the Hon. W. J. Miller, Judge  
of the Circuit Court of Lee Co Va.

Your undersigned Court would  
respectfully report, that pursuant  
to a decree entered in the above  
styled Cause on June 13<sup>th</sup> 1895  
he has made, executed &  
files herewith a deed with  
special warranty conveying  
the land in the Bill mentioned  
to J. M. Glass, the purchaser  
thereof & for the same he  
has asked to be decreed the  
sum of \$5<sup>00</sup> to be paid by  
said Glass.

Respt. Sub.

D. P. Sewell

Sp. Comm.



A. L. Pridmore

vs } Refor - Deed

W. W. Lambert et al

Filed Nov 13<sup>th</sup> / 1895

A. B. Munsey clk



Whereas ~~the~~ Wm H. Lambert  
on the 5<sup>th</sup> day of Nov. 1890,  
became the purchaser of  
a certain tract of land  
at a judicial sale in  
the Chancery cause of  
A. L. Pridemore vs Wm H.  
Lambert and others pend-  
ing in the Circuit Court  
of Lee County Virginia, at  
the price of \$3500<sup>00</sup>/<sub>100</sub>, and  
whereas the said Lambert  
since the date of said  
sale has sold the said  
land so purchased by  
him to J. W. Glass at the  
price of \$700<sup>00</sup>/<sub>100</sub>, and which  
has been fully paid. Now  
therefore in consideration  
of the premises the said  
Wm H. Lambert hereby assigns  
his said purchase of said  
land to the said Glass  
and asks that the Court will  
make him the said Glass a  
deed for the said land so  
purchased and in the bill  
and proceedings in said



cause mentioned and  
described.

Witness the following signature  
and seal, this the 3<sup>rd</sup> day  
of June, 1895:

Wm W Lambert (Seal)

Witness,

A. M. Goring.

Jno. M. Tate

X



KNOW ALL MEN BY THESE PRESENTS, That we

*B. H. Sewell*  
*and E. W. Pennington*

are held and firmly bound unto the Commonwealth of Virginia, in the sum of

*Five Hundred* dollars, to the payment whereof, well and truly

to be made to the said Commonwealth of Virginia, we bind ourselves and each of us, our  
and each of our heirs, executors and administrators, jointly and severally, firmly by these  
presents, hereby waiving the benefit of our homestead exemptions as to this obligation,  
and any claim, right, or privilege to discharge any liability arising under this bond, or by  
virtue of said office or trust, in any currency, funds, counter claims or offsets other than  
legal-tender currency of United States. Sealed with our seals, and dated *7<sup>th</sup>* day

of *October*, one thousand eight hundred and *Ninety*

The Condition of The Above Obligation is Such, That if the above bound

*B. H. Sewell*  
shall faithfully perform the duties of *this* office or trust, as *Courier*

under a decree of the Circuit Court of the County of Lee, pronounced on the *3rd*  
day of *Sept*, 18 *90*, in the suit therein depending

under the name and style of *A. L. Tidmore* Plaintiff

vs. *Wm. W. Lambert* Defendant

and properly account for all sums of money *he* may receive as  
such *Commissioner*

then this obligation to be void, otherwise to remain in full force and virtue.

Signed, sealed and acknowledged in the  
presence of

*B. H. Sewell* (SEAL.)

*E. W. Pennington* (SEAL.)

(SEAL.)

In the Clerk's Office of the Circuit Court of the County of Lee

This day

*E. W. Pennington*

surety on the above bond, made oath before me J. A. G. Hyatt, Clerk of the Circuit  
Court of the County of Lee, that *he has*

estate after the payment of all *his* just debts, and those

for which *he is* bound as securit for others, and expect to have

to pay *is* worth the sum of *One Thousand*  
dollars.

Given under my hand this *7<sup>th</sup>* day of *Octo*, 18 *90*

Teste: *J. A. G. Hyatt* Clerk.



Pridmore

vs } Bond

Lambert, et al

Filed Oct. 7/1890

J. A. Hyatt C



Am't of Pridemore Debt \$380.59  
Interest on same from Sept, 3<sup>d</sup> 1877.

To Sept, 3<sup>d</sup> 1878

Or same date by

	22, 83
\$	403.42
	<u>134.50</u>
\$	268.92

Interest on same to Sept 3<sup>d</sup> 1879.

Or same date by

	16.13
\$	285.05
	<u>80.00</u>
\$	205.05

Interest on same to Jan, 20<sup>th</sup> 1880

Or same date by

	4.61
\$	209.66
	<u>25.00</u>
\$	184.66

Int, on same to Nov, 5<sup>th</sup> 1890

	119.53
\$	304.19



Pridemore debt.

Calculation.



# The Commonwealth of Virginia.

To The Sheriff Of Lee County Greeting:

We Command You to Summon

*Wm W Lambert,*  
*A. B. Murry Admr. of the Estate of*  
*Harrison Sage dec'd, Charles Sage*  
*Vastine Sage and Wm H. H. Sage,*

To appear at the Clerk's Office of the Circuit Court of Lee County, at the Courthouse on the first Monday  
in *June* next, being rule day to answer a bill in Chancery exhibited in our said Court  
against *them* by

*A. L. Tidmore*

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.  
This *5th* day of *May* 18 *90*, in the 11 *4* year of the Commonwealth.

*J. A. G. Hyatt* Clerk.

A Copy Teste



A. L. Fildemore  
vs <sup>Ex parte</sup> Spain Choy

Wm. W. Lambert et al

To 1<sup>st</sup> June Rules 1890.

Executed by deliver  
ing an office copy  
to Wm. W. Lambert

& one to C. B. Murry  
June the 3 day, 1890

P. M. Reesor Dep.  
for C. B. Murry & Co.